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SAN BERNARDINO and DEPUTY
CHRISTOPHER ALFRED

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

STEFFON BARBER, an individual,

Plaintiff,

v.

COUNTY OF SAN BERNARDINO, a
municipal entity, and DOES 1 through
10, inclusive,

Defendant.

Case No. 5:22-cv-00625-KK-DTBx
*[District Judge, Kenly Kiya Kato,
Magistrate Judge, David T. Bristow]*

[MOTION IN LIMINE NO. 2]

**[PROPOSED] ORDER GRANTING
NOTICE OF MOTION AND
MOTION IN LIMINE BY
DEFENDANTS TO EXCLUDE
PLAINTIFF'S EXPERTS SCOTT
DEFOE AND ROBERT MORALES
[DAUBERT MOTION]**

Judge: Hon. Kenly Kiva Kato
Date: 1/8/2026
Time: 10:30 a.m.
Crtrm.: 3, 3rd Floor

Trial Date: 1/26/26

After due consideration of all relevant pleadings, papers and records in this action; and upon such other oral and document evidence or argument as was presented to the Court; and Good Cause appearing therefor, and in furtherance of the interests of justice,

IT IS HEREBY ORDERED that plaintiff, plaintiff's attorneys, and plaintiff's witnesses – including experts – shall not, in the presence of the jury, testify, offer, or

1 in any way refer to opinions and testimony of plaintiff's police practices expert, Scott
2 DeFoe, and plaintiff's incident reconstruction expert Robert Morales, at trial
3 regarding:

4 1. Any testimony or opinions by the expert that are based on speculation
5 and/or lack foundation; and

6 2. Any testimony or opinions beyond the expert's scope of expertise.

7 IT IS SO ORDERED.

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9 Dated: _____

10 Hon. Kenly Kiya Kato
11 UNITED STATES DISTRICT JUDGE
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